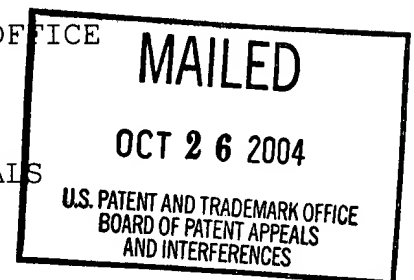


The opinion in support of the decision being entered today was not written for publication in a law journal and is not binding precedent of the Board.

Paper No. 19

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES



Ex parte DIMITRIS NAKOS, BALA KUMARESAN,
JOHN JOHN E. SO, NILOY BANERJEE, LALITHA GANTI,
RAMKUMAR VENKATARAMAN, THIVAKARAM PRAKASH SIVAKUMAR

Application No. 09/945,438

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on September 8, 2004. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner. The matters requiring attention prior to docketing are identified below.

Appellant filed Information Disclosure Statements dated April 21, 2003 and May 13, 2004. It is not clear from the record

Application No. 09/945,438

that either of the Information Disclosure Statements have been considered or acknowledged under §§ 1.97 and 1.98. The two Information Disclosure Statements need to be considered.

Accordingly, it is

Ordered that the application is returned to the Examiner for

1) consideration of the Information Disclosure Statements dated April 21, 2003 and May 13, 2004;

2) for any further action as deemed appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS
AND INTERFERENCES

A handwritten signature in black ink, appearing to read 'D. M. Shaw', with a long horizontal line extending to the right.

DALE M. SHAW
Program and Resource
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DMS/dpv
RA04-0838

Application No. 09/945,438

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